

**FILED**  
DISTRICT COURT OF GUAM  
JUN - 8 2006  
MARY L.M. MORAN  
CLERK OF COURT

\*\*\*\*\*

Law Clerk: None Present

Courtroom Deputy: Leilani Toves Hernandez

CSO: J. Lizama / B. Pereda / D. Quinata / L. Ogo

3:14:54 - 4:08:11; 4:24:45 - 5:12:01

\*\*\*\*\* APPEARANCES \*\*\*\*\*

**DEFT KUANG HUA CHEN**

**ATTY CURTIS VAN DE VELD**

(X) PRESENT (X) RETAINED ( ) FPD ( ) CJA APPOINTED

**U.S. ATTORNEY: MARIVIC DAVID**

**AGENT: KEN BOMEN, D.E.A.**

**U.S. PROBATION: NONE PRESENT**

**U.S. MARSHAL: V. ROMAN / R. LUMAGUI**

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**DAY NO. 2 OF TRIAL**

**( X ) JURY EMPANELED AND SWORN**

**(X) OPENING STATEMENT BY THE**      X   Plaintiff      X   Defendant

**( X ) WITNESSES SWORN AND EXAMINED**

**( X ) EXHIBITS MARKED AND ADMITTED**

SEE ATTACHED EXHIBIT AND WITNESS LIST, AO FORM 187 (and 187A, when applicable)

**( ) CLOSING ARGUMENT BY THE**      **Plaintiff**      **Defendant**

(X) TRIAL/DELIBERATION CONTINUED TO: June 9, 2006 at 9:00 a.m.

**( ) JURY CHARGED BY COURT**

( ) JURY DELIBERATE AT \_\_\_\_\_ ( ) JURY RETURNS VERDICT AT: \_\_\_\_\_

( ) JURY VERDICT: \_\_\_\_\_

☐ JURY POLLED      ☐ POLLING WAIVED      ☐ JURY DISCHARGED

( ) COURT FINDINGS:

**( X ) OTHER MATTER(s):**

**Defense argued the admissibility of Government Exhibits 40 and 31a, 31b, and 31c. Rebuttal argument by the Government. The Court ruled that Exhibit 40 is admissible, however, Exhibits 31a, 31b, and 31c are not admissible.**

The Court stated that based upon the stipulations made by parties, the case has moved along quicker, therefore trial will begin at 9:00 a.m. tomorrow until 5:00 p.m. The 9:00 a.m. to 5:00 p.m. schedule will be followed for the remainder of the trial.

# UNITED STATES DISTRICT COURT

DISTRICT OF

GUAM

**United States of America**

## EXHIBIT AND WITNESS LIST

V.

**Kuang Hua Chen**

Case Number: **CR-04-00008**

PRESIDING JUDGE <b>JOHN A. HOUSTON</b>						PLAINTIFF'S ATTORNEY <b>MARIVIC DAVID</b>	DEFENDANT'S ATTORNEY <b>CURTIS VAN DE VELD</b>
HEARING DATE (S) June 7-14, 2006						COURT REPORTER WANDA MILES	COURTROOM DEPUTY LEILANI TOVES HERNANDEZ
JOINT NO.	PLTF NO.	DEF. NO.	DATE OFFERED	DATE IDENTIFIED	DATE ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES	
						3:20:50 - 3:35:27 Opening statement by Ms. David	
						3:36:00 - 3:39:24 Opening statement by Mr. Van de Veld	
						<b>PETER WEAY JUNG SHIH, called and sworn</b>	
						DX by Ms. David	
	3		6/7/06	6/7/06	6/7/06	Photo of Crazy Shirts shopping bag	
	4		6/7/06	6/7/06	6/7/06	Crazy Shirts shopping bag	
	5a		6/7/06	6/7/06	6/7/06	Chinese tea box with blue/white foil bag	
	5b		6/7/06	6/7/06	6/7/06	Photo of one Chinese tea box w/ red cover on top of Crazy Shirts shopping bag	
	9		6/7/06	6/7/06	6/7/06	Compact disc recording of first August 27, 2003 meeting	
	10		6/7/06	6/7/06	6/7/06	Transcript of first August 27, 2003 meeting	
	12b		6/7/06	6/7/06	6/7/06	Compact disc recording of Exhibit 12a	
	13a		6/7/06	6/7/06	6/7/06	Transcript of second August 27, 2003 meeting	
	11b		6/7/06	6/7/06	6/7/06	Compact disc recording of Exhibit 11a	
	13b		6/7/06	6/7/06	6/7/06	Videotape of second August 27, 2003 meeting	
						4:24:26 End DX by Ms. David	
						CX by Mr. Van de Veld	
	4		6/7/06	6/7/06	6/7/06	Crazy Shirts shopping bag	
	3		6/7/06	6/7/06	6/7/06	Photo of Crazy Shirts shopping bag	
	5a		6/7/06	6/7/06	6/7/06	Chinese tea box with blue/white foil bag	
	5b		6/7/06	6/7/06	6/7/06	Photo of one Chinese tea box w/ red cover on top of Crazy Shirts shopping bag	
		D	6/7/06	6/7/06	6/7/06	Peter Shih Amended Criminal Judgment	
		E	6/7/06	6/7/06	6/7/06	Peter Shih Informant Payment Record	
		F	6/7/06	6/7/06	6/7/06	Asia region date line map w/ highlighted circle indicating Taiwan and a highlighted square indicating Guam	
						4:48:21 End CX	
						Re-DX by Ms. David	
	4		6/7/06	6/7/06	6/7/06	Crazy Shirts shopping bag	
	5a		6/7/06	6/7/06	6/7/06	Chinese tea box with blue/white foil bag	
						Re-CX by Mr. Van de Veld	
						4:52:35 Witness excused	
						<b>4:57:45 End Day 1</b>	
						<b>10:14:57 BEGIN DAY 2</b>	
						<b>MICHAEL HERNANDEZ, called and sworn</b>	
						DX by Ms. David	
	1a-d		6/8/06	6/8/06	6/8/06	Copy of Republic of China passport of Hung-Chang Yeh with U.S. Visa and I-94 arrival and departure record	
	2		6/8/06	6/8/06	6/8/06	Copy of airline ticket of Hung-Chang Yeh	
	14		6/8/06	6/8/06	6/8/06	Three Chinese tea boxes with blue/white foil bags	
	5c		6/8/06	6/8/06	6/8/06	Photo of contents of Chinese tea box	

PRESIDING JUDGE <b>JOHN A. HOUSTON</b>						PLAINTIFF'S ATTORNEY <b>MARIVIC DAVID</b>	DEFENDANT'S ATTORNEY <b>CURTIS VAN DE VELD</b>
HEARING DATE (S) June 7-14, 2006						COURT REPORTER WANDA MILES	COURTROOM DEPUTY LEILANI TOVES HERNANDEZ
JOINT NO.	PLTF NO.	DEF. NO.	DATE OFFERED	DATE IDENTIFIED	DATE ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES	
	5d		6/8/06	6/8/06	6/8/06	Photo of one plastic bag of crystalline substance	
	15		6/8/06	6/8/06	6/8/06	Photo of one Chinese tea box and red cover with blue/white foil bag of crystalline substance	
	16a-b		6/8/06	6/8/06	6/8/06	Photos of two Chinese tea boxes with green covers and contents	
	17		6/8/06	6/8/06	6/8/06	Photo of evidence bag containing three plastic bags of 2,078 grams of N, N-dimethylamphetamine Hcl	
						10:46:28 End DX	
						CX by Mr. Van de Veld	
	1d		6/8/06	6/8/06	6/8/06	Copy of I-94 arrival and departure record of Hung-Chang Yeh	
	2		6/8/06	6/8/06	6/8/06	Copy of airline ticket of Hung-Chang Yeh	
	14		6/8/06	6/8/06	6/8/06	Three Chinese tea boxes with blue/white foil bags	
	5c		6/8/06	6/8/06	6/8/06	Photo of contents of Chinese tea box	
	16a-b		6/8/06	6/8/06	6/8/06	Photos of two Chinese tea boxes with green covers and contents	
	17		6/8/06	6/8/06	6/8/06	Photo of evidence bag containing three plastic bags of 2,078 grams of N, N-dimethylamphetamine Hcl	
						11:04:44 End CX	
						Re-DX by Ms. David	
	2		6/8/06	6/8/06	6/8/06	Copy of airline ticket of Hung-Chang Yeh	
						11:05:55 End Re-DX; No further examination by counsel	
						Witness excused	
						<b>NORBERT K. SABLAN, called and sworn</b>	
						DX by Ms. David	
	3		6/7/06	6/7/06	6/7/06	Photo of Crazy Shirts shopping bag	
	4		6/7/06	6/7/06	6/7/06	Crazy Shirts shopping bag	
	5a		6/7/06	6/7/06	6/7/06	Chinese tea box with blue/white foil bag	
	5b		6/7/06	6/7/06	6/7/06	Photo of one Chinese tea box w/ red cover on top of Crazy Shirts shopping bag	
	5c		6/8/06	6/8/06	6/8/06	Photo of contents of Chinese tea box	
	5d		6/8/06	6/8/06	6/8/06	Photo of one plastic bag of crystalline substance	
	14		6/8/06	6/8/06	6/8/06	Three Chinese tea boxes with blue/white foil bags	
	15		6/8/06	6/8/06	6/8/06	Photo of one Chinese tea box and red cover with blue/white foil bag of crystalline substance	
	16a-b		6/8/06	6/8/06	6/8/06	Photos of two Chinese tea boxes with green covers and contents	
	17		6/8/06	6/8/06	6/8/06	Photo of evidence bag containing three plastic bags of 2,078 grams of N, N-dimethylamphetamine Hcl	
	6		6/8/06	6/8/06	6/8/06	Evidence bag of 729.2 grams of N, N-dimethylamphetamine Hcl	
	18a-b		6/8/06	6/8/06	6/8/06	Evidence bag of 2,078 grams of N, N-dimethylamphetamine Hcl	
	19		6/8/06	6/8/06	6/8/06	DEA lab report - 2,078 grams of N, N-dimethylamphetamine Hcl	
						11:26:00 End DX	
						CX by Mr. Van de Veld	
	6		6/8/06	6/8/06	6/8/06	Evidence bag of 729.2 grams of N, N-dimethylamphetamine Hcl	
	18a-b		6/8/06	6/8/06	6/8/06	Evidence bag of 2,078 grams of N, N-dimethylamphetamine Hcl	
	7		6/8/06			DEA lab report - 729.2 grams of N, N-dimethylamphetamine Hcl	
	19		6/8/06	6/8/06	6/8/06	DEA lab report - 2,078 grams of N, N-dimethylamphetamine Hcl	
	15		6/8/06	6/8/06	6/8/06	Photo of one Chinese tea box and red cover with blue/white foil bag of crystalline substance	
	16a-b		6/8/06	6/8/06	6/8/06	Photos of two Chinese tea boxes with green covers and contents	

